

Docket No.: M4065.0939/P939

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Howard E. Rhodes

Application No.: 10/695,160

Confirmation No.: 7143

Filed: October 29, 2003

Art Unit: 2818

For: PINNED PHOTODIODE STRUCTURE AND

Examiner: T. T. Nguyen

METHOD OF FORMATION

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed January 21, 2005 (Paper No. 010505), Applicant hereby elects Group I, claims 1-122 and 234-239 for continued examination without traverse.

The Examiner has required restriction between:

Group I, claims 1-122 and 234-239, drawn to a semiconductor device; and

Application No.: 10/695,160 Docket No.: M4065.0939/P939

Group II, claims 123-133 and 240, drawn to process of making a semiconductor device.

Dated: February 22, 2005

Respectfully submitted,

Thomas J. D'Amico

Registration No.: 28,371

DICKSTEIN SHAPIRO MORIN &

OSHINSKY LLP

2101 L Street NW

Washington, DC 20037-1526

(202) 785-9700

Attorney for Applicant